

**CITY COUNCIL
STUDY SESSION MINUTES
November 13, 2012**

The Study Session of the Monroe City Council was held on November 13, 2012, in the Council Chambers at City Hall. City Administrator Brazel called the meeting to order at 7:00 p.m. Roll call was taken.

Councilpersons present: Cudaback, Williams, Kamp, Davis, Gamble, and Hanford.

Mayor Zimmerman was absent.

Councilperson(s) absent: Goering

City Administrator Brazel explained that, with Mayor Zimmerman out of town and Mayor Pro-Tempore Goering unable to attend the meeting, it is necessary for the Council to elect a temporary Mayor Pro-Tempore until the return of Mayor Zimmerman or Mayor Pro-Tempore Goering.

The motion was made by Councilperson Cudaback and seconded by Councilperson Kamp to nominate Councilperson Williams as temporary Mayor Pro-Tempore. On vote,

Motion carried 6/0.

Staff present: Brazel, Feilberg, Roberts, Warthan, Nelson, Quenzer, Sax, and Martinson.

City Attorney Zach Lell was not present.

The meeting continued with the Pledge of Allegiance.

COMMENTS FROM CITIZENS

Robert Martin, will address Council during the 2013 Budget public hearing.

Diane Elliott, 15550 174th Avenue SE, Monroe, voiced appreciation to the Police Department for their response when she was accosted, and addressed Council with her concerns about filling in the ponds in North Kelsey.

Vickie Mullin 10312 210th Street SE, Snohomish, addressed Council regarding the rezone of Chain Lake Road; and gave her opinion about confidential information pertaining to executive sessions.

Fred Walser, 692 Park Lane, gave a briefing on the US 2 Safety Coalition and the losses of backers (Haugen and Long) of the proposed US 2 projects. They are still pursuing the Monroe Bypass, and he reported on a road system in Sweden. He also reported on the coal trains, which will return back through Monroe, which could tie up all three

intersections several times each day. There will be a meeting on December 13th in Seattle regarding the coal trains.

Tony Balk, 517 Circle Drive, addressed Council, stating that the intent of the rezone on Chain Lake Road was for senior housing only. Any change should take a public hearing.

BUSINESS & ACTION ITEMS

ANNOUNCEMENTS & PRESENTATIONS

1. Proclamation: Police & Fire Appreciation Week

Mayor Pro-Tempore Williams read the Proclamation announcing Police and Fire Personnel Appreciation Week (November 12-18, 2012).

PUBLIC HEARING

1. Second Public Hearing on 2013 Budget

Finance Director Nelson explained that there is no formal presentation for this hearing; it is the second and final chance for the public to address Council regarding the 2013 budget.

Mayor Pro-Tempore Williams opened the public hearing.

Robert Martin, president of Monroe Rotary Club, read a letter into the record (copies distributed) asking for the City's continued support for the Miracle Field.

The motion was made by Councilperson Cudaback and seconded by Councilperson Hanford, to close the citizen testimony portion of the public hearing. On vote,

Motion carried 6/0.

The motion was made by Councilperson Cudaback and seconded by Councilperson Hanford, to close the public hearing. On vote,

Motion carried 6/0.

NEW BUSINESS

1. Presentation of Utility Funds and CIP Funds Budget

Finance Director Nelson gave a presentation showing the proposed Utility Funds and Capital Improvement Projects Funds budget for 2013. She gave details on the specific items within those funds.

Questions from Council were asked and answered.

2. Direction from Council on Right-of-Way Purchases

Public Works Director Feilberg gave a brief overview explaining that they need to purchase the right-of-ways as they become available, in order to collect federal funds for the Fremont Street improvement project. Two purchases have been completed; there are four others that are not purchased, yet.

It was determined that this topic would be discussed next week in executive session.

FINAL ACTION

1. Ordinance Setting Property Tax Levy/2nd & Final Reading

Finance Director Nelson explained that this was the second and final reading of the ordinance, with no increase in the property tax levy.

The motion was made by Councilperson Hanford and seconded by Councilperson Cudaback to accept as second and final reading of Ordinance #021/2012, *AN ORDINANCE OF THE CITY OF MONROE, WASHINGTON, FIXING THE AMOUNT OF TAXES TO BE LEVIED BY THE CITY FOR THE CALENDAR YEAR 2013*, as read into the record by City Administrator Brazel. On vote,

Motion carried 6/0.

~~2. Preliminary Subdivision Approval/Dennis Addition PL201201~~ MOVED TO 11/20/12

This item was moved to November 20, 2012.

3. North Kelsey Pond

City Administrator Brazel gave a brief history explaining that this is the opportunity to take care of any changes to the retention ponds during the short plat process. He explained the costs and process/procedures to complete the proposed project. The ponds are oversized for their purposes and this would be a better use of the property.

The motion was made by Councilperson Hanford and seconded by Councilperson Kamp, to extend the business and action portion of the meeting past 8:00 p.m. On vote,

Motion carried 6/0.

After discussion, the motion was made by Councilperson Hanford and seconded by Councilperson Kamp, to direct staff to find an alternative location to handle the existing stormwater currently directed to Lot 8 in a manner that best maximizes land values of the North Kelsey properties.

After further questions and explanations, the motion was on the floor to direct staff to investigate the possibilities of the proposed project. On vote,

Motion carried 6/0.

4. Council Direction on Development Agreement Referenced in Ordinance #015/2010 to Rezone Property on Chain Lake Road to MR6000

Public Works Director Feilberg gave a brief overview explaining the history and that there is a question of Council's intent on this piece of property. The original owner no longer owns the property and another person is interested in purchasing the property. Director Feilberg was looking for clarification of Council's intent on the ordinance and gave the options for Council to choose from. Changing the development agreement would require a new ordinance, to make it not person specific.

After discussion, the motion was made by Councilperson Hanford and seconded by Councilperson Cudaback, to confirm that the intent of the Development Agreement referenced in Ordinance #015/2010 was to limit the allowed uses on the property to retirement housing/assisted living in either single family houses or type 1 group homes. On vote,

Motion carried 6/0.

5. Release of Attorney-Client Privileged Information to the Washington State Auditor

City Administrator Brazel explained that the Auditor's office had asked for a copy of a particular e-mail from the city attorney to Council. Since the city administrator doesn't have authority to release the client-attorney privileged information, the city attorney suggested putting it before Council.

After discussion, Council consensus was to release the document to the auditor.

MEETING WAS RECESSED AND RECONVENED IN STUDY SESSION: 8:25 p.m.

STUDY SESSION

1. 2013 Legislative Agenda

City Administrator Brazel gave a brief overview explaining the two documents before Council. Action is not anticipated at this time. They will see bigger dividends with Snohomish County coming on board when it gets forwarded to Olympia.

2. Discussion: Sewer Rates for Laundromats

Public Works Director Feilberg gave Council an update, explaining that there aren't too many other cities that have alternative rate classes.

They are looking for direction from Council to develop an alternative rate class for laundromats.

Council consensus was to not move forward looking at an alternative rate class.

3. Department Reports

The Wastewater Treatment Plant had submitted a written report for the Council packet. No additional reports were given from the floor by staff.

Councilmember Reports

Councilperson Cudaback commented on the great Veterans Day event at the High School and thanked military members for their service.

Councilperson Hanford reported that his father is recovering well and will be going in for triple bypass surgery on November 19th. He also reported that he and his wife have a court date to adopt two of their foster children on Friday.

4. Draft Agenda for November 20, 2012

City Administrator Brazel presented the draft agenda for November 20, 2012. The North Kelsey and Chain Lake Road topics from tonight's agenda were added.

5. Executive Session: Pertaining to Collective Bargaining

Mayor Pro-Tempore Williams explained that there was a need to go into an executive session for the purposes of discussing collective bargaining, pursuant to RCW 42.30.140(4)(b), as read into the record by City Administrator Brazel. The executive will last approximately 20 minutes, no action is anticipated in open session.

MEETING RECESSED INTO EXECUTIVE SESSION: 8:40 p.m.
EXECUTIVE SESSION WAS EXTENDED
MEETING RECONVENED INTO REGULAR SESSION: 9:43 p.m.

There was no Council action following the executive session.

ADJOURNMENT

There being no further business, the meeting was adjourned.

MEETING ADJOURNED: 9:43 p.m.



Tom Williams, Mayor Pro-Tempore


Eadye Martinson, Deputy City Clerk